IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

LAND ACQUISITION REFERENCE NO. 7 OF 2006.

Special Land Acquisition Officer (3).
Versus.
Shri Jadhavji Virji Gajra & another. ... Claimants.
and
Deputy Chief Engineer. ... Acquiring Body.

Shri T.J.Pandian for the Acquiring Body.

Ms.Ashlesha P.Pandya for Claimant No.1.

Ms.Kavita Shah for Claimant No.2.

CORAM : ABHAY S.OKA, J.

DATED : 24th August, 2007.

P.C.:

1. This is a reference made under section 30 of the Land Acquisition Act, 1894. The dispute is as regards the apportionment of the compensation between the 1st and the 2nd Claimants.

2. The Claimants Nos.1 and 2 have tendered on record consent terms. The consent terms are marked "X" for identification and the same are taken on record. The learned Counsel appearing for the parties state that the consent terms have been duly signed by both the Claimants Nos.1 and 2. The consent terms are also signed by the Advocates on record appearing for the parties. The learned Counsel appearing for the parties state that an Award may be passed in terms of the consent terms. I have also heard the learned Assistant

Government Pleader appearing for the Special Land Acquisition Officer as well as the Acquiring Body.

3. As per the consent terms it is agreed that Claimant No.2 will be entitled to receive compensation payable in respect of the acquired land.

4. Hence the Land Acquisition Reference is disposed of in terms of the consent terms. The Award may be drawn accordingly.

5. There will be no order as to costs.

6. Certified copy is expedited.

7. The parties will act on an authenticated copy of this order.

Judge.